

21523[#]RT
11-16-01

500.35453CX1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: T. SATO
Serial No.: 09/666,554
Filed: September 21, 2000
For: SYSTEM FOR TRANSFERRING
MULTIMEDIA INFORMATION
Group: 2152
Examiner: Not Yet Assigned

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NOV 13 2001
Technology Center 2100

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR \$1.97 AND \$1.98

Assistant Commissioner for Patents
Washington, D.C. 20231

November 8, 2001

Sir:

In the matter of the above-identified application, applicant is submitting herewith a copy of a communication (including an English language translation thereof) from a foreign patent office in a counterpart foreign application and copies of the documents listed in the attached form equivalent to Form PTO-1449 for the Examiner's consideration.

This Information Disclosure Statement is being submitted before the mailing date of a first action on the merits in this application.

To the extent that the documents listed on the attached form equivalent to Form PTO-1449 are not in the English language, the requirement of 37 CFR 1.98(a)(3) for a concise explanation of the relevance is satisfied by the attached



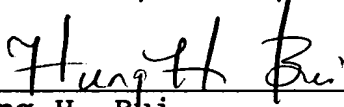
English language version of the foreign patent office report citing the documents and/or the attached English language abstracts of the documents.

Applicant respectfully requests that this Information Disclosure Statement be considered and entered as a matter of record by the Examiner.

Please charge any fees due in connection with the filing of this paper to the Deposit Account of Antonelli, Terry, Stout & Kraus, LLP, Account No. 01-2135 (500.35453CX1).

Respectfully submitted,

ANTONELLI, TERRY, STOUT & KRAUS, LLP



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Translation of Office Action

Ref. No. KN945

Mailing No.: 253615

Mailing Date: August 28, 2001

Japanese Patent Application No. 133651/96

Date of Issued: August 16, 2001

Name of Examiner: Akira Suzuki

Patent Attorney: Kiyoshi Maruyama and four others

Article Applied: Patent Law Article 29bis.

This application should be rejected for the reason given below. In response, applicant may file an Argument and/or Amendment within sixty days from the mailing date.

REASON

The invention of the claims is considered to be identical with the inventions that has been disclosed in the specifications or drawings originally attached to the undermentioned published applications which were filed prior to the filing of this application.

Moreover, the inventor of this application is not identical with the persons who made the invention of the undermentioned applications and the applicant of this application was, at the time of filing of this application, not identical with the applicants of the undermentioned applications.

Therefore, this application falls under the previous of Article 29bis. Of the patent Law and thus is not patentable.

REMARKS

As to Claim 1:

References 1-2

References 1 and 2 teaches that a client requests a multi-media server to output data, and stores the data transferred and displays the data and executes the storing and displaying of the data are made at the same time.

No reason for rejection has been at present found as to the inventions claimed in claims other than that rejected by the present reason for rejection. Other reason for rejection will be notified if new reason is found.

List of Cited Reference

Reference 1 : Japanese Patent Appln. No. 7-83747
(JP-A-8-289270)

Reference 2 : Japanese Patent Appln. No. 7-189030
(JP-A-9-37212)

Record of Prior Art Searched

Technical Field Searched:

IPC 7-th Edition, H04N 5/76-5/956

H04N 7/14-7/173

G06F 13/00 351

整理番号 KN945

発送番号 253615

発送日 平成13年 8月28日 1 / 2

拒絶理由通知書

特許出願の番号	平成 8年 特許願 第133651号
起案日	平成13年 8月16日
特許庁審査官	鈴木 明 9185 5C00
特許出願人復代理人	丸山 清 (外 4名) 様
適用条文	第29条の2

この出願は、次の理由によって拒絶をすべきものである。これについて意見があれば、この通知書の発送の日から60日以内に意見書を提出して下さい。

理 由

この出願の下記の請求項に係る発明は、その出願の日前の特許（実用新案登録）出願であって、その出願後に出願公告（特許掲載公報の発行又は実用新案掲載公報の発行）又は出願公開がされた下記の特許（実用新案登録）出願の願書に最初に添付された明細書又は図面に記載された発明（考案）と同一であり、しかも、この出願の発明者がその出願前の特許（実用新案登録）出願に係る上記の発明（考案）をした者と同一ではなく、またこの出願の時に於いて、その出願人が上記特許（実用新案登録）出願の出願人と同一でもないので、特許法第29条の2の規定により、特許を受けることができない。

記 （引用文献等については引用文献等一覧参照）

請求項1について

引用文献等No. 1、2

備考：先願1、2共に、クライアントは、マルチメディアサーバに対してデータの出力を要求し、転送されたデータを蓄積すると共に、そのデータを表示する機能を有し、データの蓄積と表示とを同時に実行する点が記載されている。

続葉有

続 葉

この拒絶理由通知書中で指摘した請求項以外の請求項に係る発明については、現時点では、拒絶の理由を発見しない。拒絶の理由が新たに発見された場合には拒絶の理由が通知される。

引 用 文 献 等 一 覧

1. 特願平7-83747号 (特開平8-289270号参照)
2. 特願平7-189030号 (特開平9-37212号参照)

先行技術文献調査結果の記録

・調査した分野 I P C 第 7 版
 H 0 4 N 5 / 7 6 - 5 / 9 5 6
 H 0 4 N 7 / 1 4 - 7 / 1 7 3
 G 0 6 F 1 3 / 0 0 3 5 1